

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 903, FOOD AND DRUGS ACT.

MISBRANDING OF A DRUG PRODUCT—"STANGE'S GENUINE ANTI-SPASMODIC OR CRAMP DROPS."

On or about July 16, 1910, E. J. Abel and Minnie Abel, copartners, trading as E. J. Abel & Co., Chicago, Ill., shipped from the State of Illinois into the State of Pennsylvania a quantity of a drug product labeled in Norwegian, the translation of which reads as follows: "Stange's Genuine Antispasmodic or Cramp Drops; for spasms, cramps, vertigo and headache. Dose: 30 to 60 drops three to four times a day on sugar or in a little water; for children 15 to 20 drops. Prepared by E. J. Abel, Successor to C. Stange, Examined Norwegian Pharmacist, Chicago." Packed with the product was a circular, also in Norwegian, which contained among other statements the following: "Stange's Genuine Antispasmodic or Cramp Drops. Recommended as a sure remedy against spasms, cramps, vertigo, pressure on the heart, pain in the chest, and headache. * * * *"

Sample from this shipment was procured and analyzed by the Bureau of Chemistry, United States Department of Agriculture, and the product was found to be an alcoholic solution of ether, oil of peppermint, color, and undetermined matter. As it appeared from the findings of the analyst and report thereon that the product was misbranded within the meaning of the Food and Drugs Act of June 30, 1906, the said E. J. Abel and Minnie Abel and the party from whom the sample was procured were afforded opportunities for hearings. As it appeared after hearings held that the shipment was made in violation of the act, the Secretary of Agriculture reported the facts to the Attorney General, with a statement of the evidence upon which to base a prosecution.

On December 13, 1910, a criminal information was filed in the District Court of the United States for the Northern District of Illinois against the said E. J. Abel and Minnie Abel, charging the above shipment, and alleging that the product so shipped was misbranded because the labels aforesaid purported that the article was a cure or remedy against spasms, cramps, vertigo, pressure on the heart, pain

in the chest, and headache, when in truth and in fact it was not a cure or remedy for said disorders, and because the product contained alcohol and ether, and no statement as to the presence of said ingredients appeared on the labels upon the product.

On January 4, 1911, the defendants entered a plea of guilty to the above information, and on February 28, 1911, the court imposed a fine of \$25 and costs.

This notice is given pursuant to section 4 of the Food and Drugs Act of June 30, 1906.

JAMES WILSON,
Secretary of Agriculture.

WASHINGTON, D. C., *May 22, 1911.*

